

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

RECEIVED
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Date 11-6-03
By [Signature]
Deputy Clerk

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

) MDL No. 1456
)
) CIVIL ACTION: 01-CV-12257
) PBS

THIS DOCUMENT RELATES TO:

) Judge Patti B. Saris
)

State of Nevada v. Abbott Labs., Inc., et al.,
D. Mont. Cause No. 02-12085- PBS

)
)
)

AFFIDAVIT OF SERVICE

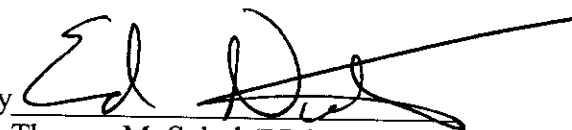
I, Thomas M. Sobol, attorney for the above-named Plaintiff(s) make oath I served Defendant(s) with a copy of the Complaint for the above-entitled case and a Summons for service on the following date(s):

1. B. Braun of America on August 18, 2003 (Exhibit A)
2. B. Braun McGaw on October 27, 2003 (Exhibit B)
3. Sicor, Inc. on November 3, 2003 (Exhibit C)

Pursuant to Federal Rule of Civil Procedure Rule 4(l) and Rule 4 of the Massachusetts Rules of Civil Procedure, such service was given by Certified Mail, Return Receipt Requested, addressed to an officer or director of Defendant corporations. Attached herewith, as proof of service, are the receipts for said service signed by the addressees.

DATED: November 6, 2003

By



Thomas M. Sobol (BBO#471770)
Edward Notargiacomo (BBO#567636)
Hagens Berman LLP
225 Franklin Street, 26th Floor
Boston, MA 02110
Telephone: (617) 482-3700
Facsimile: (617) 482-3003

Steve W. Berman

UNITED STATES DISTRICT COURT

District of Massachusetts

In Re: *Pharmaceutical Industry
Average Wholesale Price Litigation*

SUMMONS IN A CIVIL CASE

CASE NUMBER: *MDL No. 1456*
C.A. No. 01-cv-12257-PB

*(This Document relates to)
State of Nevada v. American Home Products
Corp., et al., C.A. No. CV-N-02-0202-ECR*

TO: (Name and address of Defendant)

*Carroll H. Neubauer, CEO
B Braun McGaw
824 12th Ave.
Bethlehem, PA 18018*

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

*Thomas M. Schol Esq.
Hagens Berman LLP
225 Franklin St.
Boston, MA 02110*

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(By) *[Signature]* CLERK



OCT 14 2003

DATE

UNITED STATES DISTRICT COURT

District of Massachusetts

In Re Pharmaceutical Industry Average
Wholesale Price Litigation

SUMMONS IN A CIVIL CASE

(This document relates to)
State of Nevada v. American Home Products
Corp., et al., C.A. No. CV-N-02-0202-ECR

CASE NUMBER:

M.D.L. No. 1456
C.A. No. 01-CV-12257-PBS

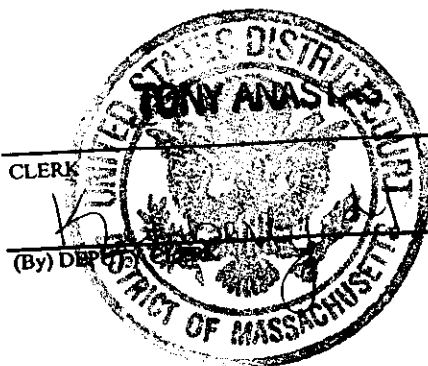
TO: (Name and address of Defendant)

Marvin Samson, President & CEO
Sicor, Inc.
19 Hughes
Irvine, CA 92618

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Thomas M. Sobol
Hagens Berman LLP
225 Franklin Street
26th Floor
Boston, MA 02116

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



CLERK

(By) DEPUTY

DATE

October 14, 2003



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EDWARD NOTARGIACOMO
(617) 531-5505
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November 6, 2003

VIA HAND DELIVERY

Clerk's Office
United States District Court
District of Massachusetts
One Courthouse Way, Suite 2300
Boston, MA 02210

RECEIVED
Clerk's Office
USDC, Mass.
Date 11-6-03
By [Signature]
Deputy Clerk

Re: In Re: Pharmaceutical Industry Average Wholesale Price Litigation MDL
No. 1456 – State of Nevada v. American Home Products Corp., et al.,
D. Nev. Cause No. CV-N-02-0202-ECR

Dear Sir/Madam:

Enclosed for filing in the above-captioned matter please find the following document:

1. Affidavit of Service (B. Braun of America, B. Braun McGaw and Sicom, Inc.).

Please acknowledge this filing by date-stamping the enclosed copy of this letter and returning it to the waiting messenger.

Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Ed Notargiacomo', written over a horizontal line.

Edward Notargiacomo

Enclosure

cc: All counsel of record in *State of Nevada v. American Home Products Corp., et al.*,
D. Nev. Cause No. CV-N-02-0202-ECR